



Entered on Docket  
March 18, 2010

A handwritten signature in black ink, appearing to read "Mike K. Nakagawa".

Hon. Mike K. Nakagawa  
United States Bankruptcy Judge

**WILDE & ASSOCIATES**

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US Bank National Association, as Trustee for Home Equity Pass- Through Certificates Series HEAT  
2006-5  
09-77569

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In Re:

Francisco Javier Garcia

Debtor

BK-09-30159-MKN

Date: February 24, 2010  
Time: 1:30

Chapter 13

**ORDER VACATING AUTOMATIC STAY**

1  
2 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the  
3 above-entitled bankruptcy proceedings is immediately vacated and extinguished for all purposes as to  
4 Secured Creditor US Bank National Association, as Trustee for Home Equity Pass- Through  
5 Certificates Series HEAT 2006-5, its assignees and/or successors in interest, of the subject property,  
6 generally described as 3106 Cummings Court, North Las Vegas, NV 89030, and legally described as  
7 follows:

8 Lot Seventy-Three (73) in Block Three (3) of MOUNTAIN SHADOWS UNIT NO. 8, as shown  
9 by map thereof on file in Book 12 of Plats, Page 99, in the Office of the County Recorder of  
Clark County, Nevada.

10  
11 IT IS FURTHER ORDERED that in the event a Notice of Default has been recorded against  
12 this particular property there can be no sale for sixty (60) days, allowing the Debtor(s) to submit a copy  
13 of this Order to the State of Nevada, Foreclosure Mediation Program, and the Order will be construed  
14 as an agreement between the Secured Creditor and Debtor(s) that they have voluntarily agreed to a  
15 mediation under the Nevada State Foreclosure Mediation Program pursuant to Rule 6 of said program.  
16 The necessary information can be accessed at <http://www.nevadajudiciary.us/>.

17 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall give  
18 Debtor at least five business days' notice of the time, place and date of sale.

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1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Secured Creditor hereby  
2 withdraws its secured Proof of Claim filed in this matter. The Secured Creditor shall notify the Trustee of  
3 the completion of the foreclosure sale. If applicable, Secured Creditor may thereafter amend its secured  
4 Proof of Claim to an unsecured Proof of Claim no later than forty-five (45) days after the foreclosure sale.

5

6 DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

7 Submitted by:

8 **WILDE & ASSOCIATES**

9 By: Gregory L. Wilde, Esq.

10 **Gregory L. Wilde, Esq.**  
11 Attorney for Secured Creditor  
12 212 South Jones Boulevard  
Las Vegas, Nevada 89107

13

14

15

16 APPROVED / DISAPPROVED

17 By: \_\_\_\_\_

18 Sanchez Law Group  
900 South Fourth St.  
19 Suite 100  
20 Las Vegas, NV 89101  
Attorney for Debtor(s)

21 Nevada Bar No: \_\_\_\_\_

22

23 APPROVED / DISAPPROVED

24 By: \_\_\_\_\_

25 Rick A. Yarnall  
701 Bridger Avenue #820  
26 Las Vegas, NV 89101  
Chapter 13 Trustee

1 In accordance with Local Rule 9021, the undersigned counsel certifies as follows (check one):

2 \_\_\_\_\_ The court waived the requirements of LR 9021.

3 \_\_\_\_\_ No parties appeared or filed written objections, and there is no trustee appointed in the case.

4 \_\_\_\_\_ No parties appeared or filed written objections, and the trustee is the movant.

5 x This is a chapter 7 or 13 case, and either with the motion, or at the hearing, I have delivered a  
copy of this proposed order to all counsel who appeared at the hearing, and any trustee  
appointed in this case, any unrepresented parties who appeared at the hearing, and each has  
approved or disapproved the order, or failed to respond, as indicated below:

6 Debtor's counsel:

7 \_\_\_\_\_ approved the form of this order \_\_\_\_\_ disapproved the form of this order

8 \_\_\_\_\_ waived the right to review the order and/or x failed to respond to the document

9 \_\_\_\_\_ appeared at the hearing, waived the right to review the order

10 \_\_\_\_\_ matter unopposed, did not appear at the hearing, waived the right to review the order

11 Trustee:

12 \_\_\_\_\_ approved the form of this order \_\_\_\_\_ disapproved the form of this order

13 \_\_\_\_\_ waived the right to review the order and/or x failed to respond to the document

14 \_\_\_\_\_ This is a chapter 9, 11, or 15 case, and I have delivered a copy of this proposed order to all  
counsel who appeared at the hearing, and any trustee appointed in this case any unrepresented  
parties who appeared at the hearing, and each has approved or disapproved the order, or failed to  
respond, as indicated below.

15 Debtor's counsel:

16 \_\_\_\_\_ approved the form of this order \_\_\_\_\_ disapproved the form of this order

17 \_\_\_\_\_ waived the right to review the order and/or x failed to respond to the document

18 \_\_\_\_\_ appeared at the hearing, waived the right to review the order

19 \_\_\_\_\_ matter unopposed, did not appear at the hearing, waived the right to review the order

20 Trustee:

21 \_\_\_\_\_ approved the form of this order \_\_\_\_\_ disapproved the form of this order

22 \_\_\_\_\_ waived the right to review the order and/or x failed to respond to the document

23 \_\_\_\_\_ I certify that I have served a copy of this order with the motion, and no parties appeared or filed  
written objection.

24 Submitted by:

25 /s/ Gregory L. Wilde, Esq.

26 Gregory L. Wilde, Esq.

Attorney for Secured Creditor